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**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

FAROOQ KUNDIWALA and ZAREEN  
KUNDIWALA, husband and wife,

Plaintiffs,

v.

AMRAT PATEL and RAMILA PATEL,  
husband and wife, SBS HOSPITALITY,  
INC., a California corporation, SEA  
CLIFF MOTOR INN, a partnership,

Defendants.

**No. CV 08-01436 JSW**

**RULE 26(f) REPORT**

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1 Pursuant to Fed. Rule. Civ. Proc. 26(f), a telephonic conference was held on April  
2 25, 2008 and was attended by counsel for Plaintiffs, Bryan McCormick, and counsel for  
3 Defendants, Jahmal Davis. The parties now jointly submit this report detailing the meet-  
4 and-confer discussions and plan for discovery in compliance with Fed. Rule Civ. Proc.  
5 26(f)(2).

6 **DISCOVERY PLAN:** The parties jointly propose to the court the following  
7 discovery plan:

8 1. Pre-Discovery Disclosures FRCP 26(f)(3)(A): No changes were made in  
9 the timing, form, or requirement for disclosures under Rule 26(a). The parties exchanged  
10 the information required by Rule 26(a)(1) on May 29, 2008.

11 2. Scope And Deadlines For Discovery FRCP 26(f)(3)(B):

12 The Parties agree that discovery will be necessary on all subjects related to the  
13 allegations and prayer for relief in Plaintiffs' Amended Complaint, as well as the denials,  
14 affirmative defenses and prayer in Defendants' Answer. These subjects will include, but  
15 not be limited to, Plaintiffs' employment, job duties, job classification, hours worked and  
16 compensation while employed at the Sea Cliff Motor Inn. This will also include, but not  
17 be limited to, the damages allegedly suffered by Plaintiffs, and the loss of income  
18 suffered by Defendants.

19 The Parties further agree that discovery should be completed by January 9, 2009,  
20 and should comply with the Federal Rules of Civil Procedure, unless the Parties stipulate  
21 or agree to do otherwise.

22 3. Discovery of Electronically Stored Information FRCP 26(f)(3)(C):

23 The Parties do not anticipate any issues regarding the disclosure or discovery of  
24 electronically stored information. To the extent that any such discovery is needed, the  
25 Parties agree to comply with Federal Rule of Civil Procedure 26(b)(2). Both parties  
26 have fulfilled their duties to preserve electronically stored information.

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4. Privileged and Protected Material FRCP 26(f)(3)(D):

While the parties do not anticipate any issues or disputes regarding the discovery of privileged or protected materials, they agree to identify and assert any such claim to privilege on a privilege log as required pursuant to Federal Rule of Civil Procedure 26(b)(5). The parties further agree to use the process provided in Rule 26(b)(5)(B) to address any concerns related to inadvertently disclosed information subject to privilege or privacy.

5. No Changes to The Statutory Discovery Limitations FRCP 26(f)(3)(E):

No changes were made in the limitations on discovery imposed under Rule 26.

6. Expert Discovery FRCP 26(f)(3)(F):

The Parties agree that expert discovery will proceed pursuant to Rule 26(a)(2) and that reports from retained experts will be due: December 5, 2008.

DATED: July 11, 2008

HANSON BRIDGETT LLP

By: /s/ Jahmal T. Davis

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HOSPITALITY, INC., and SEA CLIFF  
MOTOR INN

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DATED: July 11, 2008

By: /s/ Bryan J. McCormack

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